

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4510 of 2018

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Brij Kishore Yadav son of Late Yogendra Yadav Resident of village - Jadopur
Shukul, Police Station - Jadopur, District - Gopalganj.

... .. Petitioner/s

Versus

1. The State Of Bihar
 2. The Collector/District Magistrate, Gopalganj, District - Gopalganj. null null
 3. The Excise Superintendent, Gopalganj, District - Gopalganj.
 4. The Superintendent of Police, Gopalganj, District - Gopalganj.
- Respondent/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh, Advocate
For the Respondent/s : Mr. Kumar Manish, S.C.5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 21-01-2020 Heard learned counsel for the petitioner and the

respondents.

The petitioner prays for setting aside the order dated 23.01.2018 passed by the District Magistrate, Gopalganj, in Confiscation (Excise) Case No. 146 of 2017 whereby the vehicle (motorcycle) of the petitioner bearing Engine No. 0C65E70164600, Chassis No. ME4JC651FF7109890 has been confiscated and further direction to the respondents to release the vehicle in question seized in connection with Confiscation (Excise) Case No. 146 of 2017 for the offences punishable under Sections 56(G) of the Bihar Prohibition and Excise Amendment Act, 2016.

Learned counsel for the petitioner invites our attention to the order dated 18th January, 2020 passed in CWJC No. 3245



of 2017 titled as Manish Kumar Chaudhary Vs. The State of Bihar & Ors. and prays for disposal in terms thereof.

As such, as prayed for, on mutually agreed terms, we dispose of the present petition in terms of the order dated 18th January, 2020 passed in CWJC No. 3245 of 2017 titled as Manish Kumar Chaudhary Vs. The State of Bihar & Ors. making the terms contained therein, applicable mutatis mutandis, insofar as applicable, also to the instant petition. The terms of the said order shall be deemed to have been incorporated and read as a part and parcel of the present order.

It shall be obligatory on the part of the instant parties to place on record of the authorities under the provision of the Bihar Prohibition and Excise Act, 2016, a copy of not only the order passed in the instant petition, but also that of CWJC No. 3245 of 2017 titled as Manish Kumar Chaudhary Vs. The State of Bihar & Ors. which can be conveniently downloaded from the internet.

No order as to costs.

Petition stands disposed off in the aforesaid terms.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

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